

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 66
93RD GENERAL ASSEMBLY

Reported from the Committee on Elections, March 31, 2005, with recommendation that the House Committee Substitute for House Bill No. 66 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

STEPHEN S. DAVIS, Chief Clerk

0504L.02C

AN ACT

To repeal sections 115.135, 115.155, and 115.160, RSMo, and to enact in lieu thereof three new sections relating to voter registration.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 115.135, 115.155, and 115.160, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 115.135, 115.155, and 115.160, to read as follows:

115.135. 1. Any person who is qualified to vote, or who shall become qualified to vote on or before the day of election, shall be entitled to register in the jurisdiction within which he or she resides. In order to vote in any election for which registration is required, a person must be registered to vote in the jurisdiction of his or her residence no later than 5:00 p.m., or the normal closing time of any public building where the registration is being held if such time is later than 5:00 p.m., on the fourth Wednesday prior to the election, unless the voter is an interstate former resident, an intrastate new resident or a new resident, as defined in section 115.275. In no case shall registration for an election extend beyond 10:00 p.m. on the fourth Wednesday prior to the election. Any person registering after such date shall be eligible to vote in subsequent elections.

2. A person applying to register with an election authority or a deputy registration official shall present a **copy of a birth certificate or any of the following: a Native American tribal document and a United States Social Security card issued by the Social Security Administration; a United States passport; a certificate of United States citizenship (I.N.S.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

15 **form N-560); or certificate of naturalization (I.N.S. form N-550 or N-570) and a valid**
16 Missouri drivers license or other form of personal identification at the time of registration.

17 3. Except as provided in federal law or federal elections and in section 115.277, no
18 person shall be entitled to vote if the person has not registered to vote in the jurisdiction of his
19 or her residence prior to the deadline to register to vote.

20 115.155. 1. The election authority shall provide for the registration of each voter. Each
21 application shall be in substantially the following form:

22 APPLICATION FOR REGISTRATION

23
24 Are you a citizen of the United States?

25 ☐ YES

☐ NO

26
27 Will you be 18 years of age on or before election day?

28 ☐ YES

☐ NO

29 IF YOU CHECKED "NO" IN RESPONSE TO EITHER OF THESE QUESTIONS, DO
30 NOT COMPLETE THIS FORM.

31 IF YOU ARE SUBMITTING THIS FORM BY MAIL AND ARE REGISTERING FOR
32 THE FIRST TIME, PLEASE SUBMIT A COPY OF A CURRENT, VALID PHOTO
33 IDENTIFICATION [OR] **AND** A COPY OF A [CURRENT UTILITY BILL, BANK
34 STATEMENT, GOVERNMENT CHECK, PAYCHECK, OR GOVERNMENT DOCUMENT
35 THAT SHOWS YOUR NAME AND ADDRESS. IF YOU DO NOT SUBMIT SUCH
36 INFORMATION, YOU WILL BE REQUIRED TO PRESENT ADDITIONAL
37 IDENTIFICATION UPON VOTING FOR THE FIRST TIME] **BIRTH CERTIFICATE OR**
38 **ANY OF THE FOLLOWING: A NATIVE AMERICAN TRIBAL DOCUMENT AND A**
39 **UNITED STATES SOCIAL SECURITY CARD ISSUED BY THE SOCIAL SECURITY**
40 **ADMINISTRATION; A UNITED STATES PASSPORT; A CERTIFICATE OF UNITED**
41 **STATES CITIZENSHIP (I.N.S. FORM N-560); OR CERTIFICATE OF**
42 **NATURALIZATION (I.N.S. FORM N-550 OR N-570).**

43
44 Township (or Ward)
45
46 Name Precinct
47
48 Home Address Required Personal
49 Identification Information
50

51 City ZIP
 52
 53 Date of Birth Place of Birth (Optional)
 54
 55 Telephone Number Mother's Maiden Name
 56 (Optional) (Optional)
 57
 58 Occupation (Optional) Last Place Previously Registered
 59
 60 Last four digits of Under What Name
 61 Social Security Number
 62 (Required for registration
 63 unless no Social Security
 64 number exists for Applicant)
 65
 66 Remarks:
 67
 68 When
 69
 70 I am a citizen of the United States and a resident of the state of Missouri. I have not been
 71 adjudged incapacitated by any court of law. If I have been convicted of a felony or of a
 72 misdemeanor connected with the right of suffrage, I have had the voting disabilities resulting
 73 from such conviction removed pursuant to law. I do solemnly swear that all statements made
 74 on this card are true to the best of my knowledge and belief.
 75
 76 Signature of Voter Date
 77
 78 Signature of Election Official
 79 2. After supplying all information necessary for the registration records, each applicant
 80 who appears in person before the election authority shall swear or affirm the statements on the
 81 registration application by signing his or her full name, witnessed by the signature of the election
 82 authority or such authority's deputy registration official. Each applicant who applies to register
 83 by mail pursuant to section 115.159, or pursuant to section 115.160 or 115.162, shall attest to
 84 the statements on the application by his or her signature.
 85 3. Upon receipt by mail of a completed and signed voter registration application, a voter
 86 registration application forwarded by the division of motor vehicle and drivers licensing of the

87 department of revenue pursuant to section 115.160, or a voter registration agency pursuant to
88 section 115.162, the election authority shall, if satisfied that the applicant is entitled to register,
89 transfer all data necessary for the registration records from the application to its registration
90 system. Within seven business days after receiving the application, the election authority shall
91 send the applicant a verification notice. If such notice is returned as undeliverable by the postal
92 service within the time established by the election authority, the election authority shall not place
93 the applicant's name on the voter registration file.

94 4. If, upon receipt by mail of a voter registration application or a voter registration
95 application forwarded pursuant to section 115.160 or 115.162, the election authority determines
96 that the applicant is not entitled to register, such authority shall, within seven business days after
97 receiving the application, so notify the applicant by mail and state the reason such authority has
98 determined the applicant is not qualified. The applicant may have such determination reviewed
99 pursuant to the provisions of section 115.223. If an applicant for voter registration fails to
100 answer the question on the application concerning United States citizenship, the election
101 authority shall notify the applicant of the failure and provide the applicant with an opportunity
102 to complete the form in a timely manner to allow for the completion of the registration form
103 before the next election.

104 5. It shall be the responsibility of the secretary of state to prescribe specifications for
105 voter registration documents so that they are uniform throughout the state of Missouri and
106 comply with the National Voter Registration Act of 1993, including the reporting requirements,
107 and so that registrations, name changes and transfers of registrations within the state may take
108 place as allowed by law.

109 6. All voter registration applications shall be preserved in the office of the election
110 authority.

115.160. 1. All Missouri driver's license applicants shall receive a voter registration
2 application form as a simultaneous part of the application for a driver's license, renewal of
3 driver's license, change of address, duplicate request and a nondriver's license.

4 2. If a single application form is used, the voter registration application portion of any
5 application described in subsection 1 of this section may not require any information that
6 duplicates information required in the driver's license portion of the form, except a second
7 signature or other information required by law.

8 3. After conferring with the secretary of state as the chief state election official
9 responsible for overseeing of the voter registration process, the director of revenue shall adopt
10 rules and regulations pertaining to the format of the voter registration application used by the
11 department.

12 4. No information relating to the failure of an applicant for a driver's license or

13 nondriver's license to sign a voter registration application may be used for any purpose other than
14 voter registration.

15 5. Any voter registration application received pursuant to the provisions of this section
16 shall be forwarded to the election authority located within that county or any city not within a
17 county, or if there is more than one election authority within the county, then to the election
18 authority located nearest to the location where the driver's license application was received. The
19 election authority receiving the application forms shall review the applications and forward any
20 applications pertaining to a different election authority to that election authority.

21 6. A completed voter registration application accepted in the driver's licensing process
22 shall be transmitted to the election authority described in subsection 5 of this section not later
23 than five business days after the form is completed by the applicant.